

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Crim. No. 11-277 (SRC)
:
v. :
: ORDER
MICHAEL DURANTE : FILED UNDER SEAL AND IN CAMERA

This matter having come before the Court on the *in camera*,
ex parte motion of the United States, dated September, __ 2012, for
an Order declaring certain material pertaining to witnesses whom the
Government intends to call at the trial in the above-referenced
matter, not to be encompassed by Giglio v. United States, 405 U.S. 150
(1972) and its progeny; and the United States having provided the
details of the material to the Court with its motion papers; and the
Court having reviewed the Government's submission; and it appearing
that said material is not relevant to the defendant's guilt or
innocence, and would not affect the jury's judgment of the credibility
of the above-described witness.

IT IS on this 13 day of Sept, 2012,

denies ORDERED that the Government's motion be, and hereby is,
~~GRANTED~~ and the Government's motion and all materials in support
Unsealed
thereof are ~~SEALED~~; and it is further

ORDERED that the Government will ~~not~~ be required to produce said material to the defense.

The court has concluded that the information is at least ~~substantially~~ ~~potentially~~ proper impeachment material

and must be

HON. STANLEY R. CHESLER
UNITED STATES DISTRICT JUDGE

disclosed. The court makes no determination ^{at the time} as to whether or not the defense will be permitted to inquire ~~into~~ the exonerator of that on cross examination.

[Signature]
O.S.S.